

SAN BERNARDINO COUNTY SUN

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SB #: 3376202

LEGAL NOTICE
Mitsubishi Cement Corporation
South Quarry Project
Mountaintop Ranger District, San
Bernardino National Forest
San Bernardino County, California
(SCH# 2012031009)

PROOF OF PUBLICATION

(2015.5 C.C.P.)

State of California)
County of SAN BERNARDINO) ss

Notice Type: GPN - GOVT PUBLIC NOTICE

Ad Description:
MCC SQ Notice

I am a citizen of the United States and a resident of the State of California; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer and publisher of the SAN BERNARDINO COUNTY SUN, a newspaper published in the English language in the city of SAN BERNARDINO, county of SAN BERNARDINO, and adjudged a newspaper of general circulation as defined by the laws of the State of California by the Superior Court of the County of SAN BERNARDINO, State of California, under date 06/27/1952, Case No. 73081. That the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

08/28/2020

Executed on: 08/28/2020
At Riverside, California

I certify (or declare) under penalty of perjury that the foregoing is true and correct.



Signature

The San Bernardino National Forest (SBNF) and San Bernardino County have jointly prepared a Final Environmental Impact Report/Environmental Impact Statement (Final EIR/EIS) for the Mitsubishi Cement Corporation (MCC) South Quarry Project (Project). The SBNF Forest Supervisor has prepared a draft Record of Decision that approves Phases 1 and 2 of Alternative 1 - Proposed Action (2020 Approved Project).

The proposed South Quarry is located approximately 6 miles south of the community of Lucerne Valley in San Bernardino County, California. The Proposed Action evaluated in the EIR/EIS would total approximately 153.6 acres of disturbed areas, consisting of a 128-acre quarry (mined in four phases), a 2.7-acre landscape berm, a 22.2-acre haul road 1.8 miles in length, and a temporary construction road of 0.7 acre. The South Quarry, berm, and haul road would be located almost entirely on unpatented claims owned by MCC on public federal land in the SBNF except for approximately 6.6 acres of the haul road located on MCC fee land.

MCC operates the Cushenbury Cement Plant and two existing limestone quarries (the East Pit and West Pit) on MCC fee land outside of the SBNF. MCC is proposing to develop known limestone resources to combine low-grade material from the West Pit with high-grade material from the proposed South Quarry at a ratio of approximately 50/50 to meet the limestone specifications necessary to feed the Cushenbury Cement Plant. Current estimates project that the West Pit, if combined with high-grade material, could feed the cement plant for approximately 120 years.

While the decision to approve the 2020 Approved Project will allow MCC to operate the South Quarry for Phases 1 and 2 as evaluated under the Proposed Action, MCC desires to continue operating the South Quarry for all four phases evaluated in the EIR/EIS under the Proposed Action.



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The EIR/EIS fully evaluated the environmental impacts of mining the South Quarry for 120 years under the Proposed Action, and all of the analysis and conclusions in the EIR/EIS for the Proposed Action encompass the analysis and conclusions for the 2020 Approved Project (Phases 1 and 2). All project design features and mitigation measures proposed evaluated in the EIR/EIS for the Proposed Action will be the same for the 2020 Approved Project. If there is no new information or no changed circumstances as evaluated in the EIR/EIS near the end of Phase 2, Phases 3 and 4 of the Plan of Operations may be approved based on the analysis in the EIR/EIS and with the proper documentation as needed pursuant to NEPA regulations and Forest Service Policy in place at the time. As approximately 84 percent of the South Quarry's ground disturbance will occur in Phases 1 and 2 while Phases 3 and 4 allow for deeper excavation, the proper documentation needed to approve Phases 3 and 4 of the Plan of Operations pursuant to the NEPA regulations and Forest Service Policy in place at the time may be limited in scope to reviewing just the potential impacts from Phases 3 and 4. If new information or changed circumstances arise that result in new or unforeseen effects during Phases 3 and 4, or significantly increased severity of effects, the SBNF will address those circumstances as needed pursuant to NEPA regulations and Forest Service Policy in place at that time.

The Project includes the mining Plan of Operations and Reclamation Plan and a project-specific amendment to the SBNF Forest Plan to reduce the Scenic Integrity Objectives for the project area to 'low'. Project approval by the SBNF is conditioned on the Project's design features and mitigation measures as described in the EIR/EIS.

The final EIR/EIS and draft Record of Decision are available under the Decision tab of the project web page at:

<https://www.fs.usda.gov/project/?project=36511> . For assistance or additional information regarding this Project, please email Scott Eliason at scott.eliason@usda.gov.

How to Object and Timeframe

This proposed decision is subject to the pre-decisional administrative review process under 36 CFR §218, subparts A and B, which defines the objection process for Forest Service projects not authorized under the Healthy Forests Restoration Act. The opportunity to object ends 45 calendar days following the date of publication of the legal notice in the *San Bernardino Sun*.

The publication date of the legal notice in the newspaper of record is the exclusive means for calculating the time to file an objection, and that those wishing to object should not rely upon dates or timeframe information provided by any other source. Regulations prohibit extending the time to file an objection.

Objections will be accepted only from those who have previously submitted written comments regarding the Project during the designated scoping period or the draft EIS comment period.

Issues raised in objections must be based on previously-submitted timely, specific written comments regarding the proposed project, unless based on new information arising after designated comment opportunities pursuant to §218.8(c).

The objection must contain the minimum content requirements specified in §218.8(d), and incorporation of documents by reference is permitted only as provided in §218.8(b). It is the objector's responsibility to ensure timely and complete filing of a written objection with the reviewing officer. All objections are available for public inspection during and after the objection process.

Written objections, including any attachments, must be filed with: Randy Moore, Regional Forester, USDA Forest Service, Pacific Southwest Region, 1323 Club Drive, Vallejo CA 94592, Phone: (707) 562-8737; Fax: (707) 562-9130. Electronic objections must be submitted via email, with any attachments provided in a common format (.txt, .rtf, .pdf, .doc, or .docx) to: objections-pacificsouthwest-regional-office@usda.gov.

Please state "SBNF MCC South Quarry Project Objection" in the subject line when providing

electronic objections, or on the envelope.
8/28/20

SBS-3376202#